<u>REMARKS</u>

Restriction Requirement

In response to the Restriction Requirement, applicants hereby elect Group I, drawn to a liquid crystal display, i.e., claims 1-10 and 12-28.

Election of Species

In response to the Election of Species Requirement, applicants hereby elect configuration 1 of Species Set A, configuration 1 of Species Set B, and the arrangement of claim 9 of Species Set C. Claims 1-10, 12-20 and 24-25 read on the elected species. However, clarification is still requested.

The selection of a Species of Set B and a species of set C seems unnecessary. Configurations 1-8 of claim 8 (Species Set B) are not a set of species that are completely separate from or mutually exclusive of the Configurations of 1-24 of claim 7 (Species Set A). The Configurations of claim 7 are actually generic to the Configurations of claim 8, which is why claim 8 can depend from claim 7. The Configurations of claim 8 further define Configurations of claim 7 by specifying the position of the substrates. For example, Configurations 1 and 2 of claim 8 are both embodiments of Configuration 1 of claim 7.

Additionally, the arrangement of claim 9 is not mutually exclusive from the arrangement of claim 10 (Species Set A). See, for example, the elected Configuration 1 of claim 8. In this Configuration, the +A plate and +C plate are situated on the same side of the switchable liquid crystal cell. In addition, in this Configuration the +A plate is situated between the substrates of the liquid crystal cell. Thus, both claims 9 and 10 read on the elected species.

Thus, clarification is respectfully requested.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

/Brion P. Heaney/

Brion P. Heaney, Reg. No. 32,542 Attorney for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C. Arlington Courthouse Plaza 1 2200 Clarendon Boulevard, Suite 1400 Arlington, VA 22201

Direct Dial: 703-812-5308 Facsimile: 703-243-6410

Attorney Docket No.:MERCK-3078

Date: February 24, 2009